

Metropolitan Water Reclamation District of Greater Chicago

100 East Erie Street
Chicago, IL 60611



Regular Board Meeting Minutes

Thursday, October 18, 2012

10:00 AM

Board Room

Board of Commissioners

Commissioner Michael A. Alvarez, Commissioner Frank Avila, Commissioner Patricia Horton, Vice- President Barbara J. McGowan, Commissioner Kathleen Therese Meany, Chairman of Finance Cynthia M. Santos, Commissioner Debra Shore, Commissioner Mariyana T. Spyropoulos, President Terrence J. O'Brien

THE FOLLOWING PROCEDURES WILL GOVERN THE MEETING PROCESS:

- 1. Board Members who vote "Nay, Present, or Abstain" or have a question on any item may request the item be removed from the Consent Agenda.**
- 2. Citizens in the audience who address the Board on any item may request the item be removed from the Consent Agenda.**
- 3. Items removed from the Consent Agenda are considered separately.**
- 4. One roll call vote is taken to cover all Consent Agenda Items.**

Call Meeting to Order

President Terrence J. O'Brien presiding, called the meeting to order at 10:00 a.m.

Roll Call

Present: 9 - Michael A. Alvarez; Frank Avila; Patricia Horton; Barbara J. McGowan; Kathleen Therese Meany; Cynthia M. Santos; Debra Shore; Mariyana T. Spyropoulos; and Terrence J. O'Brien

Approval of Previous Board Meeting Minutes

A motion was made by Kathleen Therese Meany, seconded by Mariyana T. Spyropoulos, that the minutes from the last meeting be approved without having to read them into the record. The motion carried by acclamation. Chorus of ayes - No nays

Recess and Reconvene as Committee of the Whole

A motion was made by Patricia Horton, seconded by Mariyana T. Spyropoulos, to recess and reconvene as a committee of the whole. The motion carried by acclamation. Chorus of Ayes - No Nays

Recess and Reconvene as Board of Commissioners

At 11:30 President O'Brien reconvened the regular board meeting to order

Finance Committee

Procurement Committee

Report

- 1 [12-1396](#) Report of bid opening of Tuesday, October 2, 2012

 Published and Filed
- 2 [12-1410](#) Report on advertisement of Request for Proposal 12-RFP-33, Consulting Services for a Public Awareness Campaign, estimated cost \$50,000.00, Account 101-15000-601170, Requisition 1348503

 Deferred by Mariyana T. Spyropoulos
- 3 [12-1424](#) Report on rejection of bids for Contract 11-RFP-01 for Professional Service for Biostatistician Support

 Published and Filed

- 4 [12-1427](#) Report of bid opening of Tuesday, October 9, 2012

Published and Filed

Authorization

- 5 [12-1400](#) Authorization for payment to National Association of Clean Water Agencies (NACWA) for 2013 membership dues in an amount not to exceed \$62,380.00, Account 101-15000-612280

Approved

- 6 [12-1403](#) Authorization to amend Board Order of October 4, 2012, regarding Furnish and Deliver Videoconference Equipment and Accessories, Agenda Item No. 18, File No. 12-1379

Approved

- 7 [12-1409](#) Authorization to enter into an agreement for Contract 12-RFP-26 Pharmacy Benefits Management Services, with Envision Pharmaceutical Services, Inc. for a three and one half year period, effective January 1, 2013 to June 30, 2016, Account 101-25000-601250 (*Deferred from October 4, 2012 Board Meeting*)

Deleted by the Executive Director

A motion was made by Kathleen Therese Meany, seconded by Debra Shore, authorizing the Executive Director to delete this item. The motion carried by the following roll call vote:

Aye: 8 - Michael A. Alvarez, Frank Avila, Patricia Horton, Barbara J. McGowan, Kathleen Therese Meany, Debra Shore, Mariyana T. Spyropoulos, Terrence J. O'Brien

Absent: 1 - Cynthia M. Santos

- 8 [12-1426](#) Authorization to accept initial annual rental bid of \$4,000.00 and enter into a 10-year lease with RBS Citizens, N.A. for approximately 4,397± square feet of District real estate located at Irving Park Road and Long Meadow Lane in Hanover Park, Illinois; Contract 12-369-11

Attachments: [Map.RBS Citizens, NA.pdf](#)

Approved

Authority to Advertise

- 9 [12-1393](#) Authority to advertise Contract 13-022-11 Furnish and Deliver Diesel Fuel to Various Locations for a One (1) Year Period, estimated cost \$493,000.00, Accounts 101-16000, 66000, 67000, 68000, 69000-623820, Requisitions 1349611, 1349614, 1349612, 1349258, 1349574, and 1349575

Approved

Issue Purchase Order

- 10 [12-1408](#) Issue purchase order for Contract 12-652-11, Furnishing and Delivering Manhole Frames and Covers to Various Service Areas, to Neenah Foundry Company, in an amount not to exceed \$82,562.00, Accounts 101-67000, 68000, 69000-623300, and 201-50000-623300, Requisitions 1339939, 1343696, and 1343709

Approved

- 11 [12-1422](#) Issue purchase order and enter into an agreement for Contract 12-RFP-25, Farm Management Support Services, with Heartland Bank & Trust Company, in an amount not to exceed \$186,000.00, Account 101-68000-601170, Requisition 1338962

Approved

Award Contract

- 12 [12-1394](#) Authority to award Contract 12-827-11, Repair and Refurbishing of Variable Frequency Drives at Various Locations, to Dreisilker Electric Motors, Inc., in an amount not to exceed \$146,485.00, Accounts 101-67000, 68000, 69000-612600, 612650, Requisitions 1333507, 1333848, 1338195, 1339255, and 1339267

Approved

- 13 [12-1395](#) Authority to award Contract 12-704-21, Replace Gallery Staircases and Doorways at the Kirie Water Reclamation Plant, to Anchor Mechanical, Inc., in an amount not to exceed \$61,980.00, Accounts 201-50000-645650, 645750, Requisition 1335011

Approved

- 14 [12-1398](#) Authority to award Contract 12-828-11, Furnishing, Delivering, and Installing 80kVA Uninterruptible Power Supply at the Calumet Water Reclamation Plant, to Daniel A. Newman, d/b/a Power Systems Engineering, in an amount not to exceed \$61,643.00, Account 101-68000-612650, Requisition 1342570 (*As Revised*)

Approved

- 15 [12-1406](#) Authority to award Contract 12-963-11, Pavement Repairs in the Stickney, LASMA, and Outlying District Service Areas, Group A, to Pan-Oceanic Engineering Company, Inc., in an amount not to exceed \$65,270.00, Account 101-66000-612420, Requisition 1337881

Approved

- 16 [12-1407](#) Authority to award Contract 12-036-11 Furnish and Deliver Salt and Calcium Chloride to Various Locations for a One (1) Year Period, to Russo Hardware, Inc., in an amount not to exceed \$25,375.00, Account 101-20000-623130

Approved

- 17 [12-1423](#) Authority to award Contract 12-009-11, Furnish and Deliver Cloths, Paper Towels and Toilet Tissue to Various Locations for a One (1) Year Period, to The Standard Companies, for Group A in an amount not to exceed \$6,825.00, and to Inlander Brothers Inc., for Groups B and C for a total amount not to exceed \$81,473.50, Account 101-20000-623660

Approved

- 18 [12-1425](#) Authority to award Contract 12-026-11 Furnish and Deliver PVC Pipe, Valves and Fittings to Various Locations for a One-Year Period, to Bushnell, Incorporated, in an amount not to exceed \$33,170.80, Account 101-20000-623090

Approved

Increase Purchase Order/Change Order

- 19 [12-1404](#) Authority to decrease Contract 10-612-11 Services of Street Sweepers at Various Service Areas, to Gosia Cartage LTD, in an amount of \$30,000.00 from an amount of \$226,096.00 to an amount not to exceed \$196,096.00, Account 101-66000-612420, Purchase Order 5001127

Attachments: [10-612-11.pdf](#)

Approved

- 20 [12-1411](#) Authority to increase Contract 09-176-3P Sludge Thickening Facilities, Stickney Water Reclamation Plant, to McHugh Construction in an amount of \$55,405.81, from an amount of \$164,543,779.62, to an amount not to exceed \$164,599,185.43, Account 401-50000-645650, Purchase Order 5001115

Attachments: [CO 09-176-3P.PDF](#)

Approved

- 21 [12-1412](#) Authority to increase Contract 04-201-4F Tollway Dam, Grout Curtain and Quarry Plugs, Thornton Composite Reservoir, Calumet Service Area, to F.H. Paschen, S.N. Nielsen and Associates LLC and Cabo Construction Corporation, Joint Venture in an amount of \$900.00, from an amount of \$71,753,939.32, to an amount not to exceed \$71,754,839.32, Account 401-50000-645620, Purchase Order 5001105

Attachments: [CO 04-201-4F.PDF](#)

Approved

- 22 [12-1413](#) Authority to increase Contract 99-467-2E Electrical Upgrade; Pumps, Motors and Drives Replacement, and Elevator Upgrades, Egan Water Reclamation Plant, to Divane Brothers Electric Company in an amount of \$215,000.00, from an amount of \$9,211,346.67, to an amount not to exceed \$9,426,346.67, Account 401-50000-645750, Purchase Order 5000959

Attachments: [CO 99-467-2E.PDF](#)

Approved

- 23 [12-1414](#) Authority to increase Contract 08-171-3P Westside Imhoff Battery A and Skimming Tank Demolition, Stickney Water Reclamation Plant, to Sollitt/Sachi/Alworth JV in an amount of \$13,341.00, from an amount of \$41,432,646.00, to an amount not to exceed \$41,445,987.00, Account 401-50000-645650, Purchase Order 5001182

Attachments: [CO 08-171-3P.PDF](#)

Approved

- 24 [12-1415](#) Authority to increase Contract 06-023-3P Stop Logs and Diversion Pumps at Wilmette Pump Station and Evanston Pump Station Rehabilitation, North Service Area, to F.H. Paschen/S.N. Nielsen, in an amount of \$39,758.67, from an amount of \$17,533,075.66, to an amount not to exceed \$17,572,834.33, Accounts 101-50000-612620, 401-50000-645620 and 645720, Purchase Order 5001266

Attachments: [CO 06-023-3P.PDF](#)

Approved

- 25 [12-1417](#) Authority to decrease Contract 10-665-11, Landscaping Maintenance at Various Service Areas, Groups A, B, C, D, and H, to Christy Webber & Co., in an amount of \$15,000.00, from an amount of \$1,586,166.28, to an amount not to exceed \$1,571,166.28, Account 101-66000-612420, Purchase Order 5001179

Attachments: [10-665-11 Change Orders as of 10-1-12 for 10-18-12 BM.pdf](#)

Approved

- 26 [12-1420](#) Authority to decrease Contract 10-984-11 Painting Services for Final Tanks at the Stickney Water Reclamation Plant, to Era Valdivia Contractors, Inc., in an amount of \$22,000.00, from an amount of \$504,000.00 to an amount not to exceed \$482,000.00, Account 101-69000-612650, Purchase Order 5001191

Approved

- 27 [12-1428](#) Authority to decrease Contract 11-683-11, Furnish and Deliver Crushed Stone, Sand and Gravel to Various Locations, Groups A through H, to Heritage Logistics, LLC, in an amount of \$12,300.00, from an amount of \$290,129.74, to an amount not to exceed \$277,829.74, Accounts 101-66000/67000/ 68000/69000-623130, Purchase Order 3070264

Attachments: [11-683-11 for 20121018 BOC.pdf](#)

Approved

- 28 [12-1431](#) Authority to decrease Contract 09-938-11, Services to Maintain Uninterruptible Power Systems in the Stickney Water Reclamation Plant Area and Waterways Control Room to UP Systems, Inc., in an amount of \$13,966.58, from an amount of \$35,419.04, to an amount not to exceed \$21,452.46, Accounts 101-66000/69000-612650/612680, Purchase Order 5001017

Attachments: [09-938-11 for 20121018 BOC.pdf](#)

Approved

Budget & Employment Committee

Authorization

- 29 [12-1435](#) Authority to transfer 2012 departmental appropriations in the amount of \$562,300.00 in the Corporate Fund

Attachments: [10.18.12 Board Transfer BF5 12-1435.pdf](#)

Approved

Engineering Committee

Report

- 30 [12-1401](#) Report on change orders authorized and approved by the Director of Engineering during the month of September 2012

Attachments: [September CO.pdf](#)

Published and Filed

- 31 [12-1436](#) Report on negotiations with consultants, for geotechnical analysis and sub-surface exploration for various construction projects, in an amount not to exceed \$750,000.00, Accounts 101-50000-612380, 201-50000-612380 and 401-50000-612380

Published and Filed

Authorization

- 32 [12-1437](#) Authorization for payment to the Illinois Environmental Protection Agency for a permit review and certification fee in the amount of \$10,000.00 in connection with North Branch of Chicago River Restoration between Montrose Avenue and Berteau Avenue, Contract 07-030-3D, Account 401-50000-645720
- Approved**

Judiciary Committee**Authorization**

- 33 [12-1388](#) Authority to settle the Workers' Compensation Claims of Gregorio Sanchez vs. MWRDGC, Case Nos. 07 WC 40366, 08 WC 9859, 08 WC 50637, and 10 WC 17460, Illinois Workers' Compensation Commission (IWCC), in the sum of \$73,129.95. Account 901-30000-601090
- Approved**
- 34 [12-1392](#) Authority to settle the Workers' Compensation Claim of John Galloway vs. MWRDGC, Case No. 05 WC 31870, Illinois Workers' Compensation Commission (IWCC), in the sum of \$170,361.00. Account 901-30000-601090
- Approved**
- 35 [12-1421](#) Authorization for Tender/Assumption and Assignment Agreement between Sekisui SPR Americas, LLC, and Westchester Fire Insurance Company, Contract No. 06-154-3S Summit Conduit Rehabilitation, SSA in an amount not to exceed \$1,943,477.00. *(As Revised)*
- Approved**

Maintenance & Operations Committee**Reports**

- 36 [12-1390](#) Final report on the declaration of an emergency for repair of explosion damage to the CDS-CS TARP drop shaft
- Published and Filed**

- 37 [12-1418](#) Report on change orders authorized and approved by the Director of Maintenance and Operations during the month of September 2012.

Attachments: [Change orders for September 2012.pdf](#)

Published and Filed

Real Estate Development Committee

Authorization

- 38 [12-1391](#) Ratification of the Executive Director's execution of a 2-month permit to West Shore Pipeline Company on approximately 81,771 sq. ft. of District real estate in Palos Park and known as a portion of Cal-Sag Channel Parcel 7.02 to stage an emergency response action. Consideration shall be a monthly fee of \$2,500

Attachments: [10-18-12 West Shore Pipeline Company.pdf](#)

Approved

- 39 [12-1432](#) Authority to amend permit agreement dated November 17, 2011 between the District and Dunnet Bay Construction on an approximately 1.0 acre portion of Main Channel Parcel 39.01 located south of the Main Channel and east of Central Avenue for a construction staging area and access along 41st Street, between Central Avenue and Cicero Avenue, in Forest View, Illinois, to include an additional 2 acres for a total new permit area of 3 acres. Consideration shall be an annual fee of \$22,600.00

Attachments: [Map.Dunnet Bay.pdf](#)

Approved

- 40 [12-1433](#) Authority to amend the Lease Agreement dated June 1, 1996, between the District and the Village of Worth on 214.10 acres of real estate located at 115th Street and Oketo Avenue in Worth, Illinois, Cal-Sag Channel Parcels 8.06 and 9.03 to allow Worth Days to be held annually, including the sale and consumption of alcohol. Consideration shall be a nominal fee of \$10.00

Attachments: [Map.Village of Worth.pdf](#)

Approved

Approval of the Consent Agenda with the exception of Items: 2, 7, 41, 42 and 43

A motion was made by Patricia Horton, seconded by Barbara J. McGowan, to Approve the Consent Agenda. The motion carried by the following roll call vote:

Aye: 9 - Michael A. Alvarez, Frank Avila, Patricia Horton, Barbara J. McGowan, Kathleen Therese Meany, Cynthia M. Santos, Debra Shore, Mariyana T. Spyropoulos, Terrence J. O'Brien

Miscellaneous and New Business

Motion

- 41 [12-1399](#) MOTION to approve dates for the Regular Board Meetings of The Metropolitan Water Reclamation District of Greater Chicago to be held in the year 2013
- A motion was made by Kathleen Therese Meany, seconded by Debra Shore that this Motion be Adopted. Motion carried by roll call 9:0*
- A motion was made by Kathleen Therese Meany, seconded by Debra Shore to lift and rescind the roll call vote on this item. Motion carried by roll call 8:1*
- Deferred by Kathleen Therese Meany**

Resolution

- 42 [12-1312](#) RESOLUTION sponsored by the Board of Commissioners recognizing the Suburban Minority Contractors Association's Millennium Builders Awards
- A motion was made by Barbara J. McGowan, seconded by Kathleen Therese Meany, that this Resolution be Adopted. The motion carried by acclamation. Chorus of ayes - No nays**

Additional Agenda Items

- 43 [12-1438](#) Authority to enter into lease with the Chicago Park District on 1.89 acres of District real estate located at Devon Avenue and McCormick Boulevard in Chicago; North Shore Channel Parcel 8.06 for parking and possible park expansion purposes. Consideration shall be an annual rental of \$78,000.00
- Deleted by the Executive Director**

Meeting Summary

Speakers

Reverend Larry S. Bullock, Founder and President, Suburban Minority Contractors Association, accepted the resolution recognizing the Suburban Minority Contractors Association's Millennium Builders Awards (Re: Miscellaneous & New Business Item #42)

George Blakemore, concerned citizen, voiced concerns (Re: Procurement Item #11 and Judiciary Item #35)

Summary of Requests

David St. Pierre

1. Mariyana T. Spyropoulos requested more Information. Barbara J. McGowan suggested a study session (Re: Procurement Item #2)

Study Session

A Study Session is scheduled for the Committee on Affirmative Action on Thursday, October 25, 2012 at 10:00 a.m at 100 E. Erie, Chicago Illinois. The purpose of the Study Session is to discuss the Disparity Study.

A Study Session is scheduled for the Committee on Pension, Human Resources & Civil Service on Thursday, October 25, 2012, immediately following the previous study session at 100 E. Erie, Chicago Illinois. The purpose of the Study Session is to discuss the Health and Wellness Program.

Announcements

None

Board Letter Submission Dates

The next regular board meeting is scheduled for November 1, 2012, please prepare and submit Board items before the following absolute cutoff dates.

Date agenda items are due to the Director of Procurement and Materials Management for signature and preparation: October 19, 2012.

Date agenda items are due to the Executive Director for signature and preparation: October 22, 2012.

Date all agenda items are due to the Executive Director: 1:00 p.m., October 24, 2012.

Adjournment

A motion was made by Michael A. Alvarez, seconded by Frank Avila, that when the Board adjourns it adjourns to meet on Thursday, November 1, 2012 at 10:00 a.m. and that today's meeting be adjourned. The motion carried by the following roll call vote: /s/ Jacqueline Torres, Clerk

Aye: 9 - Michael A. Alvarez, Frank Avila, Patricia Horton, Barbara J. McGowan, Kathleen Therese Meany, Cynthia M. Santos, Debra Shore, Mariyana T. Spyropoulos, Terrence J. O'Brien

APPROVAL:

In accordance with the provisions of 70ILCS 2605/4, each of the foregoing agenda items duly adopted by the Board of Commissioners of the Metropolitan Water Reclamation District of Greater Chicago this October 18, 2012, are hereby approved.

APPROVED:

/s/ Terrence J. O'Brien

President Board of Commissioners of the
Metropolitan Water Reclamation District of Greater Chicago

October 18, 2012